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15 and OTTOMOTTO LLC

16 UNITED STATES DISTRICT COURT  
17 NORTHERN DISTRICT OF CALIFORNIA  
18 SAN FRANCISCO DIVISION

19 WAYMO LLC,  
20 Plaintiff,  
21 v.  
22 UBER TECHNOLOGIES, INC.,  
23 OTTOMOTTO LLC; OTTO TRUCKING LLC,  
24 Defendants.

Case No. 3:17-cv-00939-WHA

**DEFENDANTS' ADMINISTRATIVE  
MOTION TO FILE UNDER SEAL  
PORTIONS OF THEIR OPPOSITION  
TO PLAINTIFF WAYMO LLC'S  
MOTION FOR PRELIMINARY  
INJUNCTION, SUPPORTING  
DECLARATIONS, AND EXHIBITS  
THERE TO**

Trial Date: October 2, 2017

1 In accordance with Civil Local Rules 7-11 and 79-5, and General Order No. 62,  
 2 Defendants Uber Technologies, Inc., Ottomotto LLC, and Otto Trucking LLC (“Defendants”)  
 3 submit this motion for an order to file under seal the confidential, unredacted versions of the  
 4 following documents:

- 5 1. Portions of Defendants’ Opposition to Plaintiff Waymo LLC’s Motion for  
 6 Preliminary Injunction (“Opposition”);
- 7 2. Portions of Exhibits 4, 5, and 7 to the Declaration of Esther Chang in Support of  
 8 Defendants’ Opposition to Plaintiff Waymo LLC’s Motion for Preliminary Injunction (“Chang  
 9 Declaration”);
- 10 3. Portions of the Declaration of James Haslim (“Haslim Declaration”);
- 11 4. Entirety of Exhibits A-E to the Haslim Declaration;
- 12 5. Portions of the Declaration of Michael Lebby (“Lebby Declaration”);
- 13 6. Portion of Exhibit 3 to the Lebby Declaration;
- 14 7. Portions of the Declaration of Sameer Kshirsagar (“Kshirsagar Declaration”);
- 15 8. Portions of Exhibits 1 and 2 of Kshirsagar Declaration;
- 16 9. Entirety of Exhibit 3 of Kshirsagar Declaration;
- 17 10. Portions of the Declaration of Scott Boehmke (“Boehmke Declaration”);
- 18 11. Entirety of Exhibits A-P to the Boehmke Declaration;
- 19 12. Portions of the Declaration of Kevin Faulkner (“Faulkner Declaration”); and
- 20 13. Portions of the Declaration of Paul McManamon (“McManamon Declaration”).

21 The redacted portions of Defendants’ Opposition, the Haslim, Lebby, McManamon, and  
 22 Boehmke Declarations, Exhibits A-E of the Haslim Declaration, and Exhibits A-P of the  
 23 Boehmke Declaration contain technical, proprietary trade secret information, which is highly  
 24 confidential. If this information was made public, it could irreparably harm Defendants.  
 25 (Declaration of Daniel P. Muino In Support of Defendants’ Administrative Motion to File  
 26 Documents Under Seal (“Muino Decl.”) ¶¶ 2-4.)

27 The redacted portions of Exhibits 1 and 2 to the Kshirsagar Declaration contain highly  
 28 confidential salary and compensation information, the disclosure of which would irreparably

1 harm Defendants. (*Id.* ¶ 5.)

2 Some of the redacted portions of Defendants' Opposition, the Lebbly, McManamon,  
3 Kshirsagar, and Faulkner Declarations, Exhibit 3 to the Lebbly Declaration, and Exhibits 4,5, and  
4 7 to the Chang Declaration have been designated by Waymo as either confidential or highly  
5 confidential. Waymo's designations are highlighted in green in the unredacted copies of the  
6 declaration. The entirety of Exhibit 3 to the Kshirsagar Declaration has been designated by  
7 Waymo as highly confidential.

8 Pursuant to Civil Local Rule 79-5(d)(2), Defendants will lodge with the Clerk the  
9 documents at issue, with accompanying chamber copies.

10 Defendants served Waymo with this Administrative Motion to File Documents Under  
11 Seal on April 7, 2017.

12 For the foregoing reasons, Defendants request that the Court enter the accompanying  
13 Proposed Order granting Defendants' Administrative Motion to File Documents Under Seal and  
14 designate the service copies of these documents as "HIGHLY CONFIDENTIAL –  
15 ATTORNEYS' EYES ONLY."

16 Dated: April 7, 2017

MORRISON & FOERSTER LLP

17  
18 By: /s/Arturo J. González  
ARTURO J. GONZÁLEZ

19 Attorneys for Defendants  
20 UBER TECHNOLOGIES, INC.,  
21 OTTOMOTTO LLC, and OTTO TRUCKING LLC  
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